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Federal Public Defender
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6 Attorney for GORDON DAVID PRIMROSE SMITH

7
8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 GORDON DAVID PRIMROSE SMITH,

14 Defendant.
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Case No. 2:24-MJ-00610-NJK

**STIPULATION TO CONTINUE
PRELIMINARY HEARING AND
DEFENDANT'S WAIVER OF
SPEEDY TRIAL**
(First Request)

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17 IT IS HEREBY STIPULATED AND AGREED, by and between JASON M.
18 FRIERSON, United States Attorney, and MELANEE SMITH, counsel for the
19 United States of America, and RENE L. VALLADARES, Federal Public Defender,
20 and JOANNE DIAMOND, Assistant Federal Public Defender, counsel for
21 GORDON DAVID PRIMROSE SMITH, that the Preliminary Hearing previously
22 scheduled for August 8, 2024 at 4:00 P.M., be continued to a date and time
23 convenient to the Court, but no sooner than sixty (60) days.

24 This Stipulation is entered into for the following reasons:

25 1. Undersigned counsel request that this matter be continued to allow
26 the parties to continue negotiations toward a resolution of this matter.

2. Defense counsel met with Mr. Smith to discuss the Complaint (ECF No. 1), the status of his case, and his speedy trial rights. Mr. Smith agrees to this continuance and waiver of speedy trial rights.

3. Defense counsel seeks this additional time not for purposes of delay, but merely to allow defense counsel sufficient time to complete necessary research and to continue pre-indictment negotiations.

4. The additional time requested by this stipulation is excludable in computing the time within which the trial must commence pursuant to the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A) and considering the factors under 18 U.S.C. §§ 3161(h)(7)(B)(i) and 3161(h)(B)(iv).

5. The Defendant Mr. Smith is currently detained, consents to the continuance, and agrees to waive his speedy trial rights.

6. This is undersigned counsel's first request for a continuance.

DATED this 7th day of August, 2024.

RENE L. VALLADARES
Federal Public Defender

JASON M. FRIERSON
United States Attorney

By: /s/ Joanne Diamond

By: /s/ Melanee Smith

JOANNE DIAMOND
Assistant Federal Public Defender
Counsel for GORDON SMITH

MELANEE SMITH
Assistant United States Attorney
Counsel for the Government

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,
4

5 Plaintiff,

6 v.

7 GORDON DAVID PRIMROSE SMITH,
8

9 Defendant.

Case No. 2:24-MJ-00610-NJK

ORDER

10 IT IS THEREFORE ORDERED that the preliminary hearing previously
11 scheduled for August 8, 2024 at 4:00 p.m., be continued to October 8, 2024, at
12 4:00 p.m.

13 DATED this 7th day of August, 2024.

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16 UNITED STATES MAGISTRATE JUDGE
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